

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6748 of 1993

For Approval and Signature:

Hon'ble MR.JUSTICE S.K.KESHOTE

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
2. To be referred to the Reporter or not? : NO
3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
5. Whether it is to be circulated to the Civil Judge? : NO

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PRAKASHBHAI K BHAHMBHATT

Versus

STATE OF GUJARAT

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Appearance:

None present for Petitioner

MR VB GHARANIA for Respondent No. 1, 2

MR AJ PATEL for Respondent No. 3, 4

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CORAM : MR.JUSTICE S.K.KESHOTE

Date of decision: 27/08/1999

#### ORAL JUDGEMENT

Shri Patel raised two-fold preliminary objections regarding maintainability of the special civil application. Firstly, it is contended that the sole petitioner has expired and his legal heirs have not filed an application to bring them on record. Second objection has been raised that this matter is under the Urban Land (Ceiling & Regulations) Act, 1976, which Act has already

been repealed and as such this petition abates.

On both the grounds, I am satisfied that this special civil application abates and the same is dismissed. Rule discharged. Interim relief, if any, granted by this Court stands vacated. No order as to costs.

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zgs/-